United States District Court

Northern District of New York

CIVIL JUDGMENT

RONALD B. SMITH

Plaintiff

VS. ***1:03-CV-1157 (NAM) (DRH)***

CITY OF ALBANY; ROBERT C. FOREZZI, SR.; HENRY J. ABRIEL; and DITANNO & SONS DEMOLITION

Defendants'

[X] Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That defendants' motions for summary judgment are granted, plaintiff's cross motion for summary judgment is denied and plaintiff's complaint is dismissed in its entirety.

All of the above pursuant to the Order of the Honorable Chief Judge Norman A. Mordue, dated the 27th day of March, 2006.

MARCH 27, 2006 **LAWRENCE K. BAERMAN**

DATE **CLERK OF COURT**

s/

JOANNE BLESKOSKI
DEPUTY CLERK